IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE C.N.RAMACHANDRAN NAIR

WEDNESDAY, THE 6TH JUNE 2007 / 16TH JYAISHTA 1929

WP(C).No. 32933 of 2006(U)

PETITIONER:

SUBHADRAMMA,
W/O.SANKARAN NAIR, AZHAKATH VELUTHEDATH HOUSE,
KODAKARA.

BY ADV. SRI.K.S.RAJESH
SRI.M.SHAJU PURUSHOTHAMAN

RESPONDENTS:

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1. THE ADDITIONAL DISTRICT MAGISTRATE,
THRISSUR.

2. THE ASSISTANT EXECUTIVE ENGINEER,
ELECTRICAL SUB DIVISION,
KSEB, KODAKARA.

3. C.C.KUTTAPPAN,
S/O.CHENNAPPAN, CHETTUPURAKKAL HOUSE,
P.O.KODAKARA, THRISSUR DISTRICT.

4. P.V.KUKKURU,
PAIPPOTHUVEETTIL, KODAKARA P.O.,
THRISSUR DISTRICT.

R1 BY G.P. SRI. MOHAMMED RAFFIQ
R2 BY SC SRI. P.P. THAJUDEEN
R4 BY ADV. SRI.A.X.VARGHESE
SRI.A.V.JOJO
R3BY ADV. SRI.T.M.CHANDRAN
SRI.S.SUJITH
SRI.V.A.SASIDHARAN
SRI.JOSEPH ALBIN NEDUNTHALLY

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 06/06/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

APPENDIX

PETITIONER'S EXHIBITS:

EXT.P1 TRUE COPY OF ROUGH SKETCH

EXT.P2 TRUE COPY OF THE PLAINT IN OS 1554 OF 2005 DATED 1.8.2005

EXT.P3 TRUE COPY OF THE ORDER DATED 16.11.2006 PASSED BY THE FIRST RESPONDENT.

THIRD RESPONDENT'S EXHIBITS:

EXT.R3(a) COPY OF ROUGH PLAN

EXT.R3(b) TRUE COPY OF INJUNCTION PETITION WITH D SCHEDULE PROPERTY.

TRUE COPY

P.S. TO JUDGE.

C.N.RAMACHANDRAN NAIR,J.

W.P.C. NO. 32933 OF 2006

Dated this the 6th day of June, 2007

JUDGMENT

Heard counsel for the petitioner, standing counsel for KSEB, and counsel appearing for respondents 3 and 4. Since petitioner has no objection in drawing the line over the southern side of his property over the existing pathway, for which beneficiary also has no objection, there will be direction to the second respondent to draw line over the southern side of the petitioner's property and over the pathway. I make it clear that drawing of line will not affect the fourth respondent's right to object to the construction of the road. This order will not in any way affect the civil suit filed by the fourth respondent. Connection will be given to the beneficiary within two weeks from the date of production of a copy of this judgment by the petitioner or beneficiary.

W.P. is disposed of as above.

(C.N.RAMACHANDRAN NAIR)
Judge